

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Dkt. 620-262

DAVIS POYNTER et al.

Serial No. 10/626,832

Filed: July 25, 2003

Title: VIRAL MARKER



TC/A.U.

C# M#

1648

Examiner: Humphrey, L.

Date: May 4, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.****Fees are attached as calculated below:**

Total effective claims after amendment 0 minus highest number
previously paid for 20 (at least 20) = 0 x \$50.00 \$0.00 (1202)/\$0.00 (2202) \$

Independent claims after amendment 0 minus highest number
previously paid for 3 (at least 3) = 0 x \$200.00 \$0.00 (1201)/\$0.00 (2201) \$

If proper multiple dependent claims now added for first time, (ignore improper); add
\$360.00 (1203)/\$180.00 (2203) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this
paper and attachment(s)
One Month Extension \$120.00 (1251)/\$60.00 (2251)
Two Month Extensions \$450.00 (1252)/\$225.00 (2252)
Three Month Extensions \$1020.00 (1253)/\$510.00 (2253)
Four Month Extensions \$1590.00 (1254)/\$795.00 (2254)
Five Month Extensions \$2160.00 (1255)/\$1080.00 (2255) \$

Terminal disclaimer enclosed, add \$130.00 (1814)/ \$65.00 (2814) \$

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee \$180.00 (1806) \$

Assignment Recording Fee \$40.00 (8021) \$

Other: \$

TOTAL FEE ENCLOSED \$ 0.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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MJW:tat

NIXON & VANDERHYE P.C.
By Atty: Mary J. Wilson, Reg. No. 32,955

Signature: Mary J. Wilson



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

DAVIS POYNTER et al.

Atty. Ref.: 620-262; Confirmation No. 9237

Appl. No. 10/626,832

TC/A.U. 1648

Filed: July 25, 2003

Examiner: Humphrey, L.

For: VIRAL MARKER

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May 4, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE

This is in response to the Office Communication dated April 4, 2006, in the above. It is noted that the Communication makes reference to the “reply filed on 27 February 2006” but not to the Supplemental Amendment filed April 7, 2006. In the April 7, 2006 Amendment, the claims were revised to recite sequence identifiers.

The Examiner indicates in the April 4, 2006 Communication that the February 27, 2006 submission was not fully responsive to the January 31, 2006 Amendment because Applicants “omitted the sequence election and did not amend the specification to comply with the sequence rules”.

Respectfully, in the February 27, 2006 Response, Applicants elected the sequence of SEQ ID NO:1. Further, in the Preliminary Amendment filed June 7, 2004, the specification was amended to include sequence identifiers. In addition, on June 7, 2004, a Rule 52 Transmittal